IN THE HIGH COURT OF JUDICATURE OF BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

SUIT No. 1524 of 1987

Arvind B. Parekh .. Plaintiff

versus

Maharashtra Book Mfg. Co.& Anr. .. Defendants

...

Mr.Tushar Goradia i/b K.P.Jain for the plaintiff.

Mrs.S. Pathak i/b S.Pathar & Co. for defendants.

CORAM : D.G. KARNIK, J

DATED : 13th July 2006.

P.C.:

1. Heard counsel for the plaintiff and defendants.

2. The defendant has not filed their written statement. In the absence of written statement, averments made in the plaint are deemed to be accepted. The documents tendered by the plaintiff are perused and taken on record.

3. Considering the nature of the suit, I consider it appropriate to proceed under Order 8 Rule 5(2) r/w Order 8 Rule 10 of the Code of Civil Procedure. Accordingly, suit is decreed in terms of prayer clause (a) of the plaint.

4. The money if deposited earlier in the suit be appropriated towards the decree and be paid to the plaintiff along with interest accrued thereon.

(D.G. KARNIK, J)